1 2 3 4 5 6 7 8 9 10 11 12 13	NORTHERN DIST	ES DISTRICT COURT PRICT OF CALIFORNIA CISCO DIVISION
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16	CONAN NADO individually, and as a representative of a Class of Participants and	
17 18	Beneficiaries of the John Muir Health 403(b) Plan,	Case No: 3:24-cv-01632-AMO
19	Plaintiff,	MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION
20	v.	SETTLEMENT
21	JOHN MUIR HEALTH, and BOARD OF	Hearing Date: March 6, 2025 Time: 2:00 PM
22	DIRECTORS OF JOHN MUIR HEALTH,	Location: Courtroom 10, 19th Floor Hon. Araceli Martínez-Olguín
23	Defendants.	Action Filed: March 15, 2024
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TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

Pursuant to the Court's Order of October 24, 2024 (ECF No. 43), Plaintiff Conan Nado ("Plaintiff") respectfully moves the Court to: (1) preliminarily approve the Parties' Class Action Settlement Agreement in the above-referenced matter; (2) approve the proposed Settlement Notice and authorize distribution of the Notice to the Settlement Class; (3) preliminarily certify the Settlement Class for settlement purposes; (4) schedule a final approval hearing; and (5) enter the accompanying Preliminary Approval Order.

This motion is made pursuant to Federal Rule of Civil Procedure 23(e) and is based on the accompanying Memorandum of Law and authorities cited therein, the Declaration of Paul M. Secunda and exhibits attached thereto (including the Settlement Agreement attached as Exhibit 1), the Declaration of Conan Nado, the Declaration of Richard Simmons and exhibits attached thereto, and all files, records, and proceedings in this matter. Defendants do not oppose the relief requested by Plaintiff's Motion for Preliminary Approval of Class Action Settlement.

Dated this 15th day of November, 2024

WALCHESKE & LUZI, LLC

s/ Paul M. Secunda

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tschneider@schneiderwallace.com

Attorneys for Plaintiff and Proposed Class

CERTIFICATE OF SERVICE

I hereby certify that on November 15, 2024, I caused a copy of the foregoing to be electronically filed with the Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to all counsel of record.

Dated: November 15, 2024 /<u>s/ Paul M. Secunda</u> Paul M. Secunda